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SMITH'S FOOD & DRUG CENTERS, INC.

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MARY J. KINCAID-CHAUNCEY,

Plaintiff

v.

SMITH'S FOOD & DRUG CENTERS, INC.,

Defendant

Case No.: 2:24-cv-00464-CDS-DJA

**STIPULATION OF DISMISSAL
WITH PREJUDICE**

WHEREAS, counsel for the parties have agreed upon a full and final settlement of this matter; and

WHEREAS, pursuant to the Order contained in ECF No. 33, Defendant was to pay the reasonable attorneys' fees and expenses that Plaintiff's counsel expended in preparing for and holding the two depositions of Tracey Miranda; and

WHEREAS, as part of the settlement, Defendant has already paid expenses pursuant to ECF No. 33 and the settlement amount paid concurrently herewith by Defendant includes reasonable attorneys' fees pursuant to ECF No. 33;

IT IS HEREBY STIPULATED AND AGREED by and between JOSHUA D. JUDD, ESQ. of the law firm SGRO & ROGER, Attorneys for Plaintiff MARY J. KINCAID-CHAUNCEY, and JERRY S. BUSBY, ESQ., of the law firm COOPER LEVENSON, P.A., Attorneys for Defendant SMITH'S FOOD & DRUG CENTERS, INC., as follows:

1 1. That the claims herein of Plaintiff MARY J. KINCAID-CHAUNCEY against SMITH'S
2 FOOD & DRUG CENTERS, INC. shall be dismissed with prejudice, each party to bear their own
3 attorney's fees and costs; and

4 2. That the Court vacate any deadlines or filing dates remaining on the Court's docket.

5 Respectfully submitted this 5th day of May, 2025.

6 SGRO & ROGER

COOPER LEVENSON, P.A.

7 /s/ Joshua D. Judd
8 JOSHUA D. JUDD, ESQ.
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Attorneys for Plaintiff
11 MARY J. KINCAID-CHAUNCEY

/s/ Jerry S. Busby
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SMITH'S FOOD & DRUG CENTERS, INC.

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13 Based on the parties' stipulation, this case is dismissed
14 with prejudice, with each party to bear its own costs
15 and fees. The Clerk of Court is kindly instructed to
16 close this case.

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18 UNITED STATES DISTRICT JUDGE

19 DATED: May 5, 2025
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